

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BANK OF AMERICA, NA,

Plaintiff

against.

PUSHING GREY – OFFICIAL NUMBER 1205748,
IRENE DENTE, TURTLE HOLDINGS LLC,
STEVE KONTARINES, BRANDON G. LISI and
SURFSIDE 3 MARINE MAX also known as Marine
Max of New York LLC,

Defendants.

NOTICE OF MOTION

Index No. CV 11-1191

MOTION BY: Plaintiff

ASSIGNED JUDGE: Honorable Denis R. Hurley, J.S.C.

**DATE, TIME AND
PLACE OF HEARING:** _____ at _____ a.m., United States District Court
- Eastern District, Long Island Courthouse, 100 Federal Plaza,
Central Islip, New York 11722.

RELIEF REQUESTED: An order granting plaintiff's motion for summary judgment against
defendants Irene Dente, Steve Kontarines, Brandon G. Lisi and
Surfside 3, Marine Max a/k/a Marine Max of New York LLC and
directing the sale of Pushing Grey ON 1205748 free of all liens
and claims of the Defendants.

GROUND: Rule 56 of the Federal Rules of Civil Procedure

SUPPORTING PAPERS: Affidavit of John M. Wells, Esq. sworn to November 16, 2018,
including the Exhibits annexed thereto; the affidavit of Rob
Saltzman, Esq. sworn to November 5, 2018; the affidavit of Brian
Gourlay sworn to November 7, 2018, including the Exhibits
annexed thereto; Statement of Undisputed Facts dated November
16, 2018; Notice to Pro Se Litigant dated November 16, 2018 and
the accompanying Memorandum of Law dated November 16, 2018.

As set forth by the Court's order entered on October 24, 2018, a copy of which is attached, Defendants shall serve, but not file, joint or separate opposing papers on Plaintiff's counsel on or before December 19, 2018. See Docket #126.

Dated: November 16, 2018

Respectfully submitted,



John M. Wells

LACY KATZEN LLP

Attorneys for Defendant(s)

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TO:

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Sent: Wednesday, October 24, 2018 2:00 PM

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Subject: Activity in Case 2:11-cv-01191-DRH-ARL Bank of America, NA v. Pushing Grey - Official Number 1205748 et al Order

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U.S. District Court

Eastern District of New York

Notice of Electronic Filing

The following transaction was entered on 10/24/2018 at 2:00 PM EDT and filed on 10/24/2018

Case Name: Bank of America, NA v. Pushing Grey - Official Number 1205748 et al

Case Number: 2:11-cv-01191-DRH-ARL

Filer:

Document Number: No document attached

Docket Text:

ORDER re [126]: The Court is in receipt of Plaintiff's pre-motion conference letter; none of the Defendants have filed a response. The Court waives its requirement for a conference and sets the following briefing schedule for the proposed motion for summary judgment: Plaintiff shall serve, but not file, moving papers on or before November 21, 2018; Defendants shall serve, but not file, joint or separate opposing papers on or before December 19, 2018; Plaintiff shall serve a reply, if any, and file all papers with the Court, including a courtesy copy for Chambers, on or before January 2, 2019. Ordered by Judge Denis R. Hurley on 10/24/2018. (Bochner, Francesca)

2:11-cv-01191-DRH-ARL Notice has been electronically mailed to:

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John M. Wells jwells@lacykatzen.com, cpotter@lacykatzen.com,
swaterman@lacykatzen.com

2:11-cv-01191-DRH-ARL Notice will not be electronically mailed to:

Turtle Holdings LLC

Steve Kontarines